

Date: July 7, 2005

To: Examiner Gary Graham

TC 1744

From: Karen Creasy

Subject: 09/445,046

Please review the amendment filed with the petition on February 24, 2005, and let me know if the amendment will be entered. If the amendment will not be considered, I will dismiss the petition filed February 24, 2005.

Please return the file ASAP to loca 4700 7D24 Madison Bldg. W, so that I can render a decision on the petition.

Thanks

571-272-3208

Amendment will be entered
G. Graham



UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: G. Graham

Art Unit: 1744

In re:

Applicant(s): KOTLARSKI, T.

Serial No.: 09/445,046

Filed:

RECEIVED

FEB 28 2005

PETITION TO REVIVE

OFFICE OF PETITIONS

January 27, 2005

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Applicant herewith petitions to revive the subject application.

Applicant herewith states that the abandonment of the application was unintentional and that the entire delay from the due date for reply to the date of filing of a grantable petition was unintentional.

Applicant intended to file a Petition to Revive in October 2003 and a copy of the Petition to Revive as prepared in October 2003 is attached hereto, together with a copy of a supplemental Brief on Appeal.

MAIL STOP DAC

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
On 2/16/05

As a result of an inquiry letter received from the applicant, counsel for applicant realized for the first time that the Petition to Revive inadvertently was not filed, but remained in the file of the application.

Accordingly, applicant now is filing the Petition to Revive in order to obtain allowance of Claim 12 combined with Claim 9 upon which it is dependent.

It is requested that the fee be debited to the account of the undersigned #19-4675.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Michael J. Striker', with a long horizontal flourish extending to the right.

Michael J. Striker
Attorney for Applicant
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Huntington, New York 11743